

LABOUR DEPARTMENT

The 15th January, 1980

No. 11(112)-3-Lab-79/677.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Bata India Ltd., Faridabad:—

BEFORE SHRI NATHU RAM SHARMA,
PRESIDING OFFICER,
INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD
Reference No. 62 of 1979
between

SHRI BHUP RAM, WORKMAN AND
THE MANAGEMENT OF M/S. BATA
INDIA LIMITED, FARIDABAD,
N.I.T.

Present:

Shri R. L. Sharma, for the workman.
Shri C. M. Lal/Shri K. B. Sakhuja
for the management.

AWARD

By order No. 5632, dated 7th February, 1979, the Governor of Haryana, referred the following dispute between the management of M/s Bata India Limited, Faridabad, N.I.T. and its workman Shri Bhup Ram, to this Tribunal, for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act:—

Whether the termination of services of Shri Bhup Ram, was justified and in order? If not, to what relief is he entitled?

2. On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, following issues were framed on 20th July, 1979:—

(1) Whether Shri Bhup Ram was a workman under the Industrial Disputes Act?

(2) Whether the reference is bad in law?

(3) Whether there existed relationship of employer and employee between the parties at the appropriate time?

(4) Whether the management terminated the services of Shri Bhup Ram?

(5) If issues No. 1, 3 and 4 are found in favour of the workman Shri Bhup Ram, whether the termination of services of the workman was justified and in order?

And the case was fixed for the evidence of the workman. The workman obtained three adjournments for adducing his evidence and lastly the workman did not appear at all. The representative for the workman prayed for an adjournment which was granted but even then on the date fixed neither the workman appeared, nor his representative. The workman is not interested in pursuing his dispute. I, therefore, give my award that the termination of services of the workman was justified and in order. He is not entitled to any relief.

Dated the 27th December, 1979.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.

No. 1243, dated 31st December, 1979.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour & Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act.

NATHU RAM SHARMA,
Presiding Officer,
Industrial Tribunal,
Haryana, Faridabad.

No. 11(112)-3Lab-79/678.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947) the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s Bhartia Electric Steel Co. Ltd., Faridabad:—